

JC03 Rec'd PCT/PTO 28 APR 2005

FORM PTO-1390 (REV 10-94)		U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE	ATTORNEY'S DOCKET NUMBER 03164.0181USWO
TRANSMITTAL LETTER TO THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US) CONCERNING A FILING UNDER 35 U.S.C. 371			U.S. APPLICATION NO. (If known, see 37 C.F.R. 1.5) Unknown 10/533270
INTERNATIONAL APPLICATION NO. PCT/AU2003/001198	INTERNATIONAL FILING DATE September 12, 2003	PRIORITY DATE CLAIMED October 31, 2002	
TITLE OF INVENTION MONITORING SYSTEM			
APPLICANT(S) FOR DO/EO/US CARTER			
Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:			
<ol style="list-style-type: none"> 1. <input checked="" type="checkbox"/> This is a FIRST submission of items concerning a filing under 35 U.S.C. 371. 2. <input type="checkbox"/> This is a SECOND or SUBSEQUENT submission of items concerning a filing under 35 U.S.C. 371. 3. <input checked="" type="checkbox"/> This express request to begin national examination procedures (35 U.S.C. 371(f)) at any time rather than delay examination until the expiration of the applicable time limit set in 35 U.S.C. 371(b) and PCT Articles 22 and 39(I). 4. <input checked="" type="checkbox"/> A proper Demand for International Preliminary Examination was made by the 19th month from the earliest claimed priority date. 5. <input checked="" type="checkbox"/> A copy of the International Application as filed (35 U.S.C. 371(c)(2)) <ol style="list-style-type: none"> a. <input checked="" type="checkbox"/> is transmitted herewith (required only if not transmitted by the International Bureau). b. <input checked="" type="checkbox"/> has been transmitted by the International Bureau. c. <input type="checkbox"/> is not required, as the application was filed in the United States Receiving Office (RO/US) 6. <input type="checkbox"/> A translation of the International Application into English (35 U.S.C. 371(c)(2)). 7. <input checked="" type="checkbox"/> Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371(c)(3)) <ol style="list-style-type: none"> a. <input checked="" type="checkbox"/> are transmitted herewith (required only if not transmitted by the International Bureau). b. <input type="checkbox"/> have been transmitted by the International Bureau. c. <input type="checkbox"/> have not been made; however, the time limit for making such amendments has NOT expired. d. <input type="checkbox"/> have not been made and will not be made. 8. <input type="checkbox"/> A translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)). 9. <input checked="" type="checkbox"/> An oath or declaration of the inventor(s) (35 U.S.C. 371 (c)(4)). 10. <input type="checkbox"/> A translation of the annexes to the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371(c)(5)). 			
Items 11. to 16. below concern document(s) or information included:			
11. <input checked="" type="checkbox"/> An Information Disclosure Statement under 37 CFR 1.97 and 1.98.			
12. <input type="checkbox"/> An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included.			
13. <input checked="" type="checkbox"/> A FIRST preliminary amendment. <input type="checkbox"/> A SECOND or SUBSEQUENT preliminary amendment.			
14. <input type="checkbox"/> A substitute specification.			
15. <input type="checkbox"/> A change of power of attorney and/or address letter.			
16. <input checked="" type="checkbox"/> Other items or information: Application Data Sheet (3 pages), 4 sheets of formal drawings, International Publication Page WO 2004/040389, Form 1449 (21 references), PCT Request, Form PCT/IPEA/401, Form PCT/IPEA/409			

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U.S. APPLICATION NO. (If known, see 37 C.F.R. 1.5)		INTERNATIONAL APPLICATION NO.		ATTORNEY'S DOCKET NUMBER	
Unknown 10/533270		PCT/AU2003/001198		03164.0181USWO	
BASIC NATIONAL FEE (37 CFR 1.492(a) (1)-(5)):					
[X] a) Basic National fee.....				\$300.00	\$300.00
[X] b) Examination fee.....				\$200.00	\$200.00
[X] c) Search fee.....				\$500.00	\$500.00
TOTAL OF ABOVE CALCULATIONS =				\$1000.00	
Additional fee for specification and drawings filed in paper over 100 sheets (excluding sequence listing or computer program listing filed in an electronic medium). The fee is \$250 for each additional 50 sheets of paper or fraction thereof.					
Total Sheets	Extra Sheets	Number of each additional set of sheets (1 set= 50 sheets)		Rate	
29	-100 = 0	/50 = 0		X \$250.00	\$0.00
Surcharge of \$130.00 for furnishing the oath or declaration later than [] 20 [] 30 months from the earliest claimed priority date (37 CFR 1.492(e)).				\$0.00	
CLAIMS		NUMBER FILED	NUMBER EXTRA	RATE	
Total claims		43	-20 = 23	X \$50.00	\$1150.00
Independent claims		8	-3 = 5	X \$200.00	\$1000.00
MULTIPLE DEPENDENT CLAIM(S) (if applicable)				+ \$360.00	\$0.00
TOTAL OF ABOVE CALCULATIONS				\$1575.00	
Reduction by 1/2 for filing by small entity, if applicable. Small entity status is claimed pursuant to 37 CFR 1.27				\$50.00 CR	
SUBTOTAL =				\$1575.00	
Processing fee of \$130.00 for furnishing the English translation later than [] 20 [] 30 months from the earliest claimed priority date (37 CFR 1.492(f)).				+	\$0.00
TOTAL NATIONAL FEE =				\$1575.00	
Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). \$40.00 per property				+	\$0.00
TOTAL FEES ENCLOSED =				\$1575.00	
				Amount to be:	
				refunded	\$0.00
				charged	\$0.00
a. [X] Check(s) in the amount of \$1575.00 to cover the above fees is enclosed.					
b. [] Please charge my Deposit Account No. _____ in the amount of \$ _____ to cover the above fees. A duplicate copy of this sheet is enclosed.					
c. [X] The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. 13-2725.					
NOTE: Where an appropriate time limit under 37 CFR 1.494 or 1.495 has not been met, a petition to revive (37 CFR 1.137(a) or (b)) must be filed and granted to restore the application to pending status.					
SEND ALL CORRESPONDENCE TO: Brian H. Batzli MERCHANT & GOULD P.O. Box 2903 Minneapolis, MN 55402-0903					
				SIGNATURE: <u>2 W 2</u>	
				NAME: Brian H. Batzli	
				REGISTRATION NUMBER: 32,960	

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: CARTER
 Docket: 03164.0181USWO
 Title: MONITORING SYSTEM

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CERTIFICATE UNDER 37 CFR 1.10:

"Express Mail" mailing label number: EV 495848183 US
 Date of Deposit: April 28, 2005

I hereby certify that this paper or fee is being deposited with the U.S. Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 on the date indicated above and is addressed to Commissioner for Patents P.O. Box 1450 Alexandria, Virginia 22313-1450.

By: 

Name: David Ortiz

Mail Stop PCT
 Commissioner for Patents
 P.O. Box 1450
 Alexandria, Virginia 22313-1450

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PATENT TRADEMARK OFFICE

Sir:

We are transmitting herewith the attached:

- ☒ Transmittal sheet, in duplicate, containing Certificate under 37 CFR 1.10.
- ☒ National Stage PCT Patent Application: Spec. 19 pgs; 43 claims; Abstract 1 pgs.
The fee has been calculated as shown below in the 'Claims as Filed' table.
- ☒ 4 sheets of formal drawings
- ☒ Small entity status is claimed pursuant to 37 CFR 1.27
- ☒ An unsigned Combined Declaration and Power of Attorney
- ☒ A check in the amount of \$1575.00 to cover the Filing Fee
- ☒ Information Disclosure Statement, Form 1449, 21 reference(s).
- ☒ Application Data Sheet, 3 pages.
- ☒ Other: Preliminary Amendment (17 pages), Form PTO 1390, International Publication Page WO 2004/040389, Form 1449 (21 references), PCT Request, Form PCT/IPEA/401, Form PCT/IPEA/409
- ☒ Return postcard

CLAIMS AS FILED

Number of Claims Filed	No.	In Excess of	Extra	Rate	Fee
Total Claims	43	20	23	\$25.00	\$575.00
Independent Claims	8	3	5	\$100.00	\$500.00
Multiple Dependent Claims Fee					\$0.00
Basic Filing Fee					\$150.00
Search Fee					\$100.00
Examination Fee					\$250.00
Utility Application Size Fee	29	100	0	\$125.00	\$0.00
Total					\$1575.00

Please charge any additional fees or credit overpayment to Deposit Account No. 13-2725. A duplicate of this sheet... is enclosed.

Merchant & Gould P.C.
 P.O. Box 2903 Minneapolis, MN 55402-0903
 612.332.5300

By: 

Name: Brian H. Batzli
 Reg. No.: 32,960
 Initials: BHB/acp

(PTO TRANSMITTAL - NEW FILING)